

*Sector* #  
EL117316761US

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

St. Louis, Missouri  
December 30, 1998

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence and the documents referred to as enclosed therein are being deposited with the United States Postal Service on December 30, 1998 in an envelope as 'Express Mail Post Office To Addressee' Mailing Label Number EL117316761US addressed to: BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231.

Amy Bresnahan  
Type or Print Name

Amy Bresnahan  
Signature

In re application of:	:
Howard et al	:
Serial No.: 09/114,414	:
Filed: July 13, 1998	:
For: MAGNETIC STEREOTACTIC SYSTEM	:
FOR TREATMENT DELIVERY	:

Examiner NOT ASSIGNED

Group Art Unit 3738

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

LETTER

Sir:

Enclosed please find:

1. Notice to File Missing Parts of Application Filing Date Granted;
2. Declaration for Patent Application (copy from U.S. Patent Application Serial No.

07/463,340 issued January 10, 1990, which is now No. 5,125,888 issued June 30, 1992, which is the parent of U.S. Patent Application No. 07/904,032, filed June 25, 1995, (now abandoned), which is the

parent of U.S. Patent Application Serial No. 08/96,214, filed July 9, 1993, which issued as U.S. Patent No. 5,779,694, the parent of the present application);

3. Verified Statement (Declaration) Claiming Small Entity Status (copy from U.S. Patent Application Serial No. 07/463,340 issued January 10, 1990, which is now No. 5,125,888 issued June 30, 1992, which is the parent of U.S. Patent Application No. 07/904,032, filed June 25, 1995, (now abandoned), which is the parent of U.S. Patent Application Serial No. 08/96,214, filed July 9, 1993, which issued as U.S. Patent No. 5,779,694, the parent of the present Application);

4. Verified Statement (Declaration) Claiming Small Entity Status [37 CFR 1.9(f) and 1.27(c)] Small Business Concern for Stereotaxis, Inc. the Licensee of the application;

5. Joint Assignment (copy from U.S. Patent Application Serial No. 07/463,340 issued January 10, 1990, which is now No. 5,125,888 issued June 30, 1992, which is the parent of U.S. Patent Application No. 07/904,032, filed June 25, 1995, (now abandoned), which is the parent of U.S. Patent Application Serial No. 08/96,214, filed July 9, 1993, which issued as U.S. Patent No. 5,779,694, the parent of the present Application);

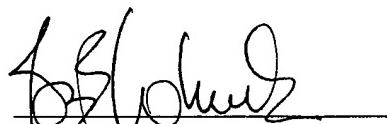
6. Petition for Three-Month Extension of Time in duplicate;

7. Our checks for \$445 (File Missing Parts) and \$435 (Extension of Time). If these amounts are incorrect, please debit deposit account 18-1829 or credit any excess thereto;

8. Duplicate copy of this Letter.

This application is a continuation of U.S. Patent Application Serial No. 08/096,214, filed July 9, 1993, now U.S. Patent No. 5,779,694, which is a continuation of Application Serial No. 07/904,032, filed June 25, 1995, now abandoned, which is a division of U.S. Patent Application Serial No. 07/463,340, now U.S. Patent No. 5,125,888.

Respectfully submitted,

  
\_\_\_\_\_  
Bryan K. Wheelock  
Reg. No. 31,441  
Howell & Haferkamp, L.C.  
7733 Forsyth Boulevard, Suite 1400  
St. Louis, Missouri 63105  
(314) 727-5188

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER: 7114-414 RECEIPT DATE: 07/13/98 FIRST NAME OF APPLICANT: HOWARD ATTORNEY DOCKET NO./TITLE: 3176-5284

BRYAN K. WHEELOCK  
HJWEL & HAERIKAMP  
7730 FORSYTH DR,  
SUITE 1400  
ST. LOUIS, MO 63135

0242/0803

NOT ASSIGNED

DATE MAILED:

08/03/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**

*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed)  non-small entity is \$ 790

1. The statutory basic filing fee is:

missing.

insufficient.

Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.

does not cover the newly submitted items.

does not identify the application to which it applies.

does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint Inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

*A copy of this notice MUST be returned with the reply.*